

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 21, 2000

DIVISION ONE

B123955 Drum (Not for Publication)
v.
Peterson

The judgment (order granting summary adjudication as to Peterson on the fourth cause of action, for intentional interference with contract) is affirmed.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B142039 Ranger Insurance Company (Not for Publication)
v.
Superior Court, Los Angeles County
(County Of Los Angeles, r.p.i.)

The Court:

Therefore, let a peremptory writ issue, commanding respondent superior court to vacate its order of June 2, 2000, denying the application for relief from default and for leave to file opening brief, and to issue a new and different order reinstating the appeal, in Los Angeles Superior Court case no. BV22723, entitled County of Los Angeles v. Ranger Insurance Company. All parties shall bear their own costs.

Spencer, P.J, Ortega, J., Vogel (Miriam A.), J.

July 21, 2000-Continued

DIVISION ONE (Continued)

B131202	People v. Woods et al.	(Not for Publication)
B136176	In re Walter E. Woods on Habeas Corpus.	
B141878	In re Chapple Lamar Simms on Habeas Corpus.	

We remand the case for the trial court to correct Woods' abstract to delete the conviction on Count 6, show his conviction of Count 3, and forward the corrected abstract to the Department of Corrections. In all other respects we affirm the judgment and deny the writs of habeas corpus.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J. Aragon, J. (Assigned)

B132155 ECC Construction, Inc.
v.
Ganson et al.

Filed order modifying opinion. Petition for rehearing is denied and certifying opinion for publication. (No change in the judgment)

DIVISION TWO

B127710 People (Not for Publication)
v.
Hernandez

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Mallano, J. (Assigned)

DIVISION THREE

B134105 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Charlene H.

The findings made at the section 366.26 hearing are reversed, and the matter is remanded to the juvenile court to provide Mother with a section 366.23 notice and to conduct another hearing.

The orders made by the juvenile court at the September 6, 1996, November 1, 1996, February 20, 1997 and August 21, 1997 hearings are affirmed.

Aldrich, J.

We concur: Klein, P.J.
 Croskey, J.

B140841 The Dept. of Water & Power (Not for Publication)
 of the City of Los Angeles
v.
Superior Court, Los Angeles County
(Dzhibinyan, r.p.i.)

The Court:

The relief requested in the petition is granted. Let a peremptory writ of mandate issue in the first instance directing the respondent court to: (1) vacate the erroneous order granting relief from the requirement to file a timely claim; and (2) enter an order denying the motion. The stay issued by this court on May 12, 2000, is vacated. No costs are awarded in this proceeding.

Klein, P.J., Croskey, J., Aldrich, J.

July 21, 2000-Continued

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B132006 Charles R. Drew (Not for Publication)
University of Medicine & Science
v.
Creary

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

B134923 Worthy (Not for Publication)
v.
Union Bank of Switzerland

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION THREE (Continued)

B133305 People (Not for Publication)
v.
Basurto et al.

The judgment as to Basurto is modified to reflect a parole revocation fine in the amount of \$200. (Pen. Code, 1202.45.) The judgment as to Lara is corrected to reflect the parole revocation fine ordered by the trial court in the amount of \$200. (Ibid.) In all other respects, the judgments are affirmed. As to Lara, the clerk of the superior court is directed to forward to the Department of Motor Vehicles an abstract of the record of the court reflecting Lara's conviction of evading a peace officer with willful disregard for the safety of persons and property in violation of Vehicle Code section 2800.2.

Klein, P.J.

I concur: Croskey, J.
I dissent: Kitching, J. (Opinion)

B127747 People (Not for Publication)
v.
Reynolds, et al.

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and V. Guzman, Deputy Clerk.

DIVISION FOUR (Continued)

B140746 Andrews
 v.
 Superior Court, Los Angeles County
 (Thomas, r.p.i.)

Merits:

Argued by Barbara J. Hensleigh for petitioner. No opposition having been filed by real party in interest, therefore no appearance was made. Cause submitted.

B139773 Teller
 v.
 Superior Court, Los Angeles County
 (Powell, r.p.i.)

Merits:

Argued by Patricia A. Painter for petitioner and by Richard W. Sharpe for real party in interest. Cause submitted.

B129352 Lagorio
 v.
 City of Los Angeles

Merits:

Argued by Gregory P. Orland, deputy city attorney, for appellant and by Diane Marchant for respondent. Cause submitted.

B133862 Boritzer et al.
 v.
 Kirk & Hanson

Merits:

Argued by Brian H. Fray for appellants and by Lisa F. Rosenthal for respondents. Cause submitted.

DIVISION FOUR (Continued)

B127858 L.A. Wilshire Corporation
 v.
 Reeser, Graham & James

Merits:

Argued by Robert J. DeMarco for appellant and by Michael H. Fish for respondents. Cause submitted.

B131346 Matrix, Inc.
 v.
 Angel & Neistat

Merits:

Argued by Robert P. Wargo for appellant and by Stephen Caine for respondent. Cause submitted.

B134725 Herbalife International of America, Inc.
 v.
 Globenet Software, Inc.

Merits:

Argued by Margot A. Metzner for appellant and by Charles W. Jirauch for respondent. Cause submitted.

B098606, American Samoa Government
B102618, v.
B103015 Affiliated FM Insurance Company

Merits:

Argued by Andrew G. Dulaney for appellant and by Norman J. Barry, Jr. for respondent. Cause submitted.

Court in recess.

DIVISION FOUR (Continued)

Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and V. Guzman, Deputy Clerk.

B136809 Ciccel
 v.
 Clinton

Merits:

Argued by Donald K. Wilson, Jr. for appellant and by John G. Burgee for respondent. Cause submitted.

B133837 Germann
 v.
 Germann, Partain and Partain

Merits:

Argued by Philip D. Dapeer for appellants and by Louis A. Stearns for respondent. Cause submitted.

B130704 People v. Archer
B135991 In Re Archer on Habeas Corpus

Merits:

Argued by Mark D. Lenenberg for appellant and by Alan D. Tate, deputy attorney general for respondent. Cause submitted.

B129812 Papen
 v.
 Callahan, McCune & Willis, Crawford and Caudill

Merits:

Argued by Yvonne M. Renfrew for appellant and by Susan M. Hilton for respondents. Cause submitted.

DIVISION FOUR (Continued)

B126290 Hauschild
 v.
 Fleder

Merits:
Argued by Steven T. Lowe for appellant and by Herbert Hauschild,
respondent in propria persona. Cause submitted.

B133564 Mercer
 v.
 U.S. Filter Corporation et al.

Merits:
Argued by William D. Evans for appellant and by Michell F. Boomer for
respondents. Cause submitted.

B125274 Smaldino et al.
 v.
 Costco Wholesale Corporation

Merits:
Argued by Steven L. Zelig for appellants and by William F. Zulch for
respondent. Cause submitted.

B131062 Jamgotchian
 v.
 H&C Disposal Company

Merits:
Argued by Dean Francis Pace for appellant and by Jean-Paul Menard for
respondent. Cause submitted.

DIVISION FOUR (Continued)

Each of the following:

B132790 People v. Ferrari
B134634 People v. David S.
B126317 People v. Quintero
B136256 People v. Favela
B134216 People v. Alvarez and Sanchez
B136909 People v. Leblanc
B136661 People v. Edward
B136038 D.C.F.S. v. Maria L.
B138269 D.C.F.S. v. Cynthia R. and Cheryl K.
B141239 Cynthia J. v. SCLA (D.C.F.S.)
B135000 D.C.F.S. v. Derek S.
B137825 D.C.F.S. v. Deborah A.
B138625 D.C.F.S. v. Eva M.

Argument waived, cause submitted.

Court Adjourned.

B136525 People
 v.
 Ergenbright

Filed order denying petition for rehearing.